

**COMMSOUTH Media ASSOCIATES**

4001 Highway 78 EAST - JASPER, AL 35501 (205) 384-4656

RECEIVED

JAN 11 1994

FCC - MAIL ROOM

January 5, 1994

Mr. William F. Caton,  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W. - Room 222  
Washington, D.C. 20554

RECEIVED

JAN 11 1994

FCC - MAIL ROOM

Re: Petition For Rulemaking  
Dorsey E. Newman  
Channel 289A, Addison, Alabama

Dear Secretary:

Please find enclosed an original and four (4) copies of an amendment to a Petition for Rulemaking filed by me on behalf of Dorsey E. Newman; looking toward allotment of FM Channel 289A to the community of Addison, Alabama. This amendment corrects city and county population data contained in the original petition which were inadvertently included. The Commission should note that only pages one and two are included in this amendment since the remainder of the original petition is believed to be correct.

I sincerely apologize for any confusion or inconvenience this error may have caused. Should you or any members of your staff have questions concerning the enclosed, please contact the undersigned for clarification. Thank you for your cooperation in this matter.

Sincerely,



Kirk A. Tollett  
Consultant to Dorsey E. Newman

cc: Nancy Joyner, Allocations Branch  
Dorsey E. Newman

No. of Copies rec'd  
List A B C D E

024

MMB

RECEIVED

JAN 11 1994

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, D.C. 20554

FCC - MAIL ROOM

In the Matter of	)	
	)	
Amendment of Section 73.202 (b)	)	Docket No. _____
Table of Assignments,	)	RM _____
FM Broadcast Stations	)	
Addison, Alabama	)	

To: Chief, Policy and Rules Division

**PETITION FOR RULEMAKING**

Dorsey E. Newman, (hereinafter "Petitioner"), pursuant to Section 1.401 of the Commission's Rules, respectfully petitions the Commission to institute a rulemaking proceeding looking toward the assignment of FM Channel 289A to Addison, Alabama, and to amend Section 73.202(b) of the Commission's Rules as follows:

City	Channel Number	
	Present	Proposed
Addison, Alabama		289A

In support whereof the following is shown:

1. As reflected in the attached technical exhibit, prepared by Commsouth Media Associates, the requested assignment of FM Channel 289A at Addison, Alabama, can be made in full compliance with all applicable minimum mileage separations and other technical requirements under the Commission's Rules. Further, Channel 289A can be assigned to Addison, Alabama without any other changes in the Table of Assignments.

2. Addison, Alabama is an incorporated town located at the eastern end of Winston County. Addison has its own local government with an elected Mayor and Town Council, a local Police force as well as volunteer fire department.. Addison has its own bank, Post Office, as well as Elementary and High School. 1990 U.S. Census figures for the of the Town of Addison was 626 persons. The 1990 Census figures for Winston County were 22,053.

3. It is the long standing policy of the Commission as mandated by Congress to allow the most efficient use of available spectrum in order to advance the public interest, convenience, and necessity. There is no broadcast facility currently licensed to Addison, Alabama. Therefore, if adopted this proposal would provide first local service to the community of Addison, Alabama.

4. As can be ascertained from the attached declaration, if Channel 289A is allocated to Addison, Alabama, petitioner will promptly apply for a construction permit for the new FM broadcast station, and if a construction permit is granted, petitioner will promptly construct and operate the station for which she is licensed.

WHEREFORE, for the foregoing reasons, the Commission should amend Section 73.202(b) of its Rules by allocating FM Channel 289A to Addison, Alabama.

Respectfully Submitted,



Kirk A. Tollett  
Consultant to Dorsey E. Newman

Commsouth Media Associates  
4001 Highway 78 East  
Jasper, AL 35501  
(205)384-4656  
January 5, 1994